

Compensation Fund, Inc. if the employer of the jockey is in default on a claim; ~~authorizing requiring~~ the Fund to pay an award ~~or apply for review~~; providing that, if the Fund pays an award under this Act, the Fund is subrogated to the rights of the covered employee or dependents against the uninsured employer; and generally relating to the coverage of jockeys and payment from the Maryland Jockey Injury Compensation Fund, Inc.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9-212

Annotated Code of Maryland

(1991 Volume)

BY adding to

Article – Labor and Employment

Section 9-1015

Annotated Code of Maryland

(1991 Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Labor and Employment

9-212.

(a) (1) This section applies to each jockey licensed by the Maryland Racing Commission to ride a thoroughbred horse.

(2) This section applies only at a thoroughbred racing association or training facility under the jurisdiction of the Maryland Racing Commission.

(b) A jockey is a covered employee while performing a service in connection with racing or training a thoroughbred horse.

(c) (1) For the purposes of this title, the joint employers of a jockey who is a covered employee under this section **WHILE PERFORMING A SERVICE IN CONNECTION WITH RACING** are:

(i) the Maryland Jockey Injury Compensation Fund, Inc.; and

(ii) each owner or trainer who is subject to assessment under Article 78B, § 32 of the Code at the time of any occurrence for which benefits are payable to the jockey under this title.

(2) **FOR PURPOSES OF THIS TITLE, THE EMPLOYER OF A JOCKEY WHO IS A COVERED EMPLOYEE UNDER THIS SECTION WHILE PERFORMING A SERVICE IN CONNECTION WITH TRAINING IS THE TRAINER OR OTHER PERSON FOR WHOM THE SERVICE IS PERFORMED.**